

REQUEST FOR COUNCIL ACTION CITY OF SAN DIEGO						1. CERTIFICATE NUMBER (FOR AUDITOR'S USE) 330	
TO: CITY ATTORNEY		2. FROM (ORIGINATING DEPARTMENT): Financial Management Department				3. DATE: 01/27 January 13, 2009	
4. SUBJECT: Restoration of Park and Recreation Department fire pits and 3.00 FTE General Services Department Painters							
5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.) Angela Colton, Financial Manager (619) 236-5988 M.S. 8a			6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.) Pablo Lutes, Senior Budget Dev Analyst (619) 533-2697 M.S. 8a			7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED <input type="checkbox"/>	
8. COMPLETE FOR ACCOUNTING PURPOSES							
FUND	10329	63094	102216	9. ADDITIONAL INFORMATION / ESTIMATED COST:			
DEPT.	10329	63094	102216	18-month Fire Pit Program \$259,500 3.00 FTE Painters \$120,600			
ORGANIZATION							
OBJECT ACCOUNT	9544	9544	9544				
JOB ORDER							
C.I.P. NUMBER							
AMOUNT	259,500	25,000	95,600				
10. ROUTING AND APPROVALS							
ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIG. DEPT.	<i>Angela Colton</i>	1/15/09	5	C.F.O.	<i>Harry Levin</i>	1/15/09
2	COUNCIL LIAISON	<i>[Signature]</i>		7	CITY ATTORNEY		
3	FINANCIAL MGMT.	<i>[Signature]</i>	1/15/09	8	ORIG. DEPT.	<i>Angela Colton</i>	1/15/09
4	COMPTROLLER						
					DOCKET COORD:	COUNCIL LIAISON	<i>[Signature]</i>
				✓	COUNCIL PRESIDENT <i>[Signature]</i>	<input type="checkbox"/> SPOB <input type="checkbox"/> CONSENT <input type="checkbox"/> REFER TO: _____	<input checked="" type="checkbox"/> ADOPTION COUNCIL DATE: 1-27-09
11. PREPARATION OF: <input checked="" type="checkbox"/> RESOLUTIONS <input checked="" type="checkbox"/> ORDINANCE(S) <input type="checkbox"/> AGREEMENT(S) <input type="checkbox"/> DEED(S)							
(Note: Please see Continuation Page.)							
11A. STAFF RECOMMENDATIONS: Adopt the Resolution and Amend the Ordinance							
12. SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION.)							
COUNCIL DISTRICT(S): ALL							
COMMUNITY AREA(S): ALL							
ENVIRONMENTAL IMPACT:							
This activity is not a "project" and is therefore exempt from CEQA pursuant to State CEQA Guidelines Section §15060(c)(3).							
CITY CLERK INSTRUCTIONS:							
Please forward two copies of the 1472 and Resolutions to Financial Management Dept, MS 8a, Attention: Pablo Lutes							
OTHER ISSUES:							
EOC and EAS have purposely been removed from the routed approving authorities noted above (Box 10), since Council Action is not a "project" nor requires contract approval.							

Amend the Fiscal Year 2009 Appropriation Ordinance (O-19822 dated December 9, 2009);

1. Authorizing the Mayor or his representative to take all necessary actions to secure private funding for an amount \$259,500 to operate and maintain the Fire Pit Program for 18 months;
2. Authorize the Mayor or his representative to accept a donation from The San Diego Foundation in the amount of \$259,500 to operate and maintain the Fire Pit Program for 18 months. The donation will be deposited into Fire Pit Donation Fund (Fund 10329);
3. Authorizing the Comptroller to appropriate and expend \$86,525 in the Park and Recreation Department (Department 443), General Fund (Fund 100) from private donations for 6-months of operating of the Fire Pit Program in Fiscal Year 2009;
4. Authorizing the Comptroller to appropriate and expend \$95,600 in Library System Improvement Fund (Fund 102216) in order to return the funds to the Transient Occupancy Tax (TOT) Fund (Fund 10220);
5. Authorizing the Comptroller to appropriate and expend \$95,600 in TOT Fund (Fund 10220) to support General Fund promotional activities;
6. Amend Resolution Number R-292403 to eliminate the program by which departments associated with employees groups are currently receiving revenue from the Beverage Vending Machine Program as set forth in Sections 3 and 5 of said Resolution and redirect \$25,000 of the annual value to the General Fund (Fund 100);
7. Authorizing the Comptroller to appropriate and expend \$120,600 in the General Services Department/Facilities Division (Department 532), General Fund (Fund 100) from \$95,600 of TOT Fund revenues and \$25,000 of Citywide Beverage Vending Machine Program revenues for the reinstatement of 3.00 FTE Painters (JC 1635).

REQUEST FOR COUNCIL ACTION CITY OF SAN DIEGO				1. CERTIFICATE NUMBER (FOR AUDITOR'S USE OR): 330 2900511 01/27			
TO: CITY ATTORNEY		2. FROM (ORIGINATING DEPARTMENT): Financial Management Department		3. DATE: January 13, 2009			
4. SUBJECT: Restoration of Park and Recreation Department fire pits and 3.00 FTE General Services Department Painters							
5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.) Angela Colton, Financial Manager (619) 236-5988 M.S. 8a		6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.) Pablo Lutes, Senior Budget Dev Analyst (619) 533-2697 M.S. 8a		7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED <input type="checkbox"/>			
8. COMPLETE FOR ACCOUNTING PURPOSES							
FUND	10329	63094	102216	9. ADDITIONAL INFORMATION / ESTIMATED COST: 18-month Fire Pit Program \$259,500 3.00 FTE Painters \$120,600			
DEPT.	10329	63094	102216				
ORGANIZATION							
OBJECT ACCOUNT	4222	4222	4221				
JOB ORDER	010329	063094	102216				
C.J.P. NUMBER							
AMOUNT	84,525	25,000	95,600				
10. ROUTING AND APPROVALS							
ROUTE (P)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (P)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIG. DEPT.	<i>[Signature]</i>	1/15/09	6	C.F.O.	<i>[Signature]</i>	1/15/09
2	COUNCIL LIAISON	<i>[Signature]</i>		7	CITY ATTORNEY	<i>[Signature]</i>	1/23/09
3	FINANCIAL MGMT.	<i>[Signature]</i>	1/15/09	8	ORIG. DEPT.	<i>[Signature]</i>	1/15/09
4	CONTROLLER	<i>[Signature]</i>	1/10/09	DOCKET COORD: _____ COUNCIL LIAISON: <i>[Signature]</i> COUNCIL PRESIDENT <input type="checkbox"/> SPOB <input type="checkbox"/> CONSENT <input type="checkbox"/> ADOPTION <input type="checkbox"/> <input type="checkbox"/> REFER TO: _____ COUNCIL DATE: _____			
11. PREPARATION OF: <input checked="" type="checkbox"/> RESOLUTIONS <input checked="" type="checkbox"/> ORDINANCE(S) <input type="checkbox"/> AGREEMENT(S) <input type="checkbox"/> DEED(S)							
(Note: Please see Continuation Page.)							
11A. STAFF RECOMMENDATIONS: Adopt the Resolution and Amend the Ordinance							
12. SPECIAL CONDITIONS (REFER TO A.R. 2.20 FOR INFORMATION ON COMPLETING THIS SECTION.) <u>COUNCIL DISTRICT(S): ALL</u> <u>COMMUNITY AREA(S): ALL</u> <u>ENVIRONMENTAL IMPACT:</u> This activity is not a "project" and is therefore exempt from CEQA pursuant to State CEQA Guidelines Section §15060(c)(3). <u>CITY CLERK INSTRUCTIONS:</u> Please forward two copies of the 1472 and Resolutions to Financial Management Dept, MS 8a, Attention: Pablo Lutes <u>OTHER ISSUES:</u> EOC and EAS have purposely been removed from the routed approving authorities noted above (Box 10), since Council Action is not a "project" nor requires contract approval.							

2009 JAN 15 PM 3:43
 PAGE OF THE CITY OF SAN DIEGO

Amend the Fiscal Year 2009 Appropriation Ordinance (O-19822 dated December 9, 2009);

1. Authorizing the Mayor or his representative to take all necessary actions to secure private funding for an amount \$259,500 to operate and maintain the Fire Pit Program for 18 months;
2. Authorize the Mayor or his representative to accept a donation from The San Diego Foundation in the amount of \$259,500 to operate and maintain the Fire Pit Program for 18 months. The donation will be deposited into Fire Pit Donation Fund (Fund 10329);
3. Authorizing the Comptroller to establish a special interest bearing fund for the 18-month Fire Pit Program private funding source;
4. Authorizing the Comptroller to appropriate and expend \$86,525 in the Park and Recreation Department (Department 443), General Fund (Fund 100) from private donations for 6-months of operating of the Fire Pit Program in Fiscal Year 2009;
5. Authorizing the Comptroller to appropriate and expend \$95,600 in Library System Improvement Fund (Fund 102216) in order to return the funds to the Transient Occupancy Tax (TOT) Fund (Fund 10220);
6. Authorizing the Comptroller to appropriate and expend \$95,600 in TOT Fund (Fund 10220) to support General Fund promotional activities;
7. Amend Resolution Number R-292403 to eliminate the program by which departments associated with employees groups are currently receiving revenue from the Beverage Vending Machine Program as set forth in Sections 3 and 5 of said Resolution and redirect \$25,000 of the annual value to the General Fund (Fund 100);
8. Authorizing the Comptroller to appropriate and expend \$120,600 in the General Services Department/Facilities Division (Department 532), General Fund (Fund 100) from \$95,600 of TOT Fund revenues and \$25,000 of Citywide Beverage Vending Machine Program revenues for the reinstatement of 3.00 FTE Painters (JC 1635).

EXECUTIVE SUMMARY SHEET

DATE REPORT ISSUED:	January 13, 2009	REPORT NO.:
ATTENTION:		
ORIGINATING DEPARTMENT:	Financial Management	
SUBJECT:	Restoration of Park and Recreation Department fire pits and 3.00 FTE General Service Department Painters	
COUNCIL DISTRICT(S):	ALL	
STAFF CONTACT:	Angela Colton, 619-236-5988	

REQUESTED ACTION:

Authorize the reinstatement of the Fire Pit Program for 18-months based on secured private funding sources;

Authorize the reinstatement of 3.00 Painters in General Services Department.

STAFF RECOMMENDATION:

Staff recommends approval of the ordinance.

EXECUTIVE SUMMARY:

On December 9, 2008, the City Council adopted an ordinance to amend the Fiscal Year 2009 Annual Budget appropriation ordinance. Ordinance O-01922 provided the necessary adjustments for City Council to close the \$43 million Fiscal Year 2009 budget gap. Among the budget reductions were the elimination of 3.00 FTE Painters (JC1635) from General Services Department/Facilities Division and the elimination of support for fire rings from the Park and Recreation Department.

On December 15, 2008, a donor had pledged \$259,500 to fund the City's 186 fire pits for an 18-month period, from January 2009 to June 2010. The donation was administered by the San Diego Foundation to support every child knowing the joys of bonfire on the beach. The fire pit program was eliminated as part of the Mayor's proposal, as approved by City Council, to close a \$43 million budget gap in December 2008. The annual cost to the City's Park and Recreation Department to support the fire pits – which are located in Mission Bay and on the other beaches of La Jolla, Mission Beach, Pacific Beach and Ocean Beach – is \$173,000. The City began removing the fire pits on Wednesday, December 10, 2008; however, this was stopped soon after the donor pledge was secured. This action requests Council's authority to accept the donor funds and reinstate support for the fire pits.

In addition, this action requests to reinstate the 3.00 FTE Painters in the General Services Department for the remainder of Fiscal Year 2009 based on identified funding from the Library Systems Improvement Fund and Pepsi Citywide Beverage Vending Machine Program Funds. Through the Beverage Agreement with Pepsi Bottling Group, the City receives an annual marketing rights fee in the amount of \$250,000. Currently, \$125,000 is deposited into the General Fund and \$125,000 is distributed among departments associated with employee groups and recreation councils. It is requested that City Council amend Resolution R-292403 to eliminate the program that provides Beverage Vending Machine Program funding to employee groups as set forth in sections 3 and 5 of said resolution. The \$25,000 previously received by employee groups would be deposited into General Fund. In addition, \$95,600 is available in the Library System Improvement Fund to offset the remaining cost of the painters.

FISCAL CONSIDERATIONS:

Fiscal impact for 18-month Fire Pit Program of \$259,500 was provided by a private donation and is currently on deposit with City Treasurer per DCRs 2009-0010959 and 2009-011097.

Fiscal impact for the 3.00 FTE Painters (JC1635) of \$120,600 is available within existing City funds of 102216 (Library Systems Improvement Fund) and 63094 (Beverage Vending Machine Program).

PREVIOUS COUNCIL and/or COMMITTEE ACTION:

Beverage Vending Machine Program and Agreement (R-292403 adopted on 11-02-1999)

Amendment to original Ordinance adopting the Annual Budget for the Fiscal Year 2009 (O-19822 final passage on 12-09-2008).

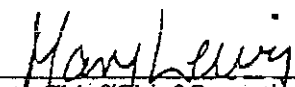
COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

None

KEY STAKEHOLDERS & PROJECTED IMPACTS (if applicable):

None


Originating Department


Deputy Chief/Chief Operating Officer

OFFICE OF THE CITY COMPTROLLER
2009 JAN 15 PM 3:43

RESOLUTION NUMBER R-292403

ADOPTED ON NOVEMBER 2, 1999

BEVERAGE VENDING MACHINE PROGRAM AND AGREEMENT

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN DIEGO, as follows:

1. That The Pepsi Bottling Group is selected as the exclusive cold drink beverage provider through cold drink vending machines at select and specified City facilities.
2. That the City Manager is authorized to enter into an agreement on behalf of the City for beverage vending machines services with The Pepsi Bottling Group, which agreement is to be placed on file with the City Clerk as Document No. RR-292402.
3. That the City Manager is authorized to develop and implement a program by which departments associated with groups currently receiving revenue from existing beverage vending arrangements at City facilities, which revenue is currently being used to support employee morale and recognition and to support city programs, will continue to receive an equivalent amount of revenue as permitted by law from commissions generated by the Citywide Beverage Vending Machine Program (described in City Manager's Report No. 99-172), upon expiration of existing agreements.
4. That the City Manager is authorized to execute appropriate agreements as necessary for the purposes stated in paragraph three.
5. That the City Auditor and Comptroller is authorized to establish a special fund for

commissions generated by the Beverage Vending Machine Agreement and to make expenditures from that fund pursuant to the program developed and implemented by the City Manager for purposes of supporting employee morale and recognition and other City programs.

6. That Council Policy 000-23 is amended as described in City Manager's Report No. 99-187.

APPROVED: CASEY GWINN, City Attorney

By
Cristie C. McGuire
Deputy City Attorney

CCM:jbl
09/02/99
Or.Dept:Manager
R-2000-265
Form=r&t.frm

The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2900511

DEPT NO 102216/10329/63094

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \$207,125.00 Fund: 102216

Purpose: Authorizing the expenditure for the reinstatement of 3.00 FTE Painters and for the operating of the Fire Pit Program in FY09.

Date: January 16, 2009

By: *Emmanuel Trigueros*
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0	102216	102216		4881	102216				\$95,600.00
002	0	63094	63094		4222	63094				\$25,000.00
003	0	10329	10329		4222	010329				\$86,525.00
TOTAL AMOUNT										\$207,125.00

FUND OVERRIDE ☐

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: _____

Vendor: _____

Purpose: _____

Date: _____ By: _____

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

AC-361 (REV 2-92)

FUND OVERRIDE ☐

AC 2900511

RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE _____

WHEREAS, on December 9, 2008, as part of cost saving measures, the City Council adopted Ordinance No. O-19822, amending the Appropriation Ordinance No. O-19774 for Fiscal Year 2009, and reducing the budget of the City's Park and Recreation Department of the City, by removing the fire rings at City beaches and bays and eliminating two full-time employee positions; and

WHEREAS, later in December 2008, an Anonymous Fund at The San Diego Foundation donated to the City of San Diego a total gift of \$259,500, to reinstate and fund the fire pit program and the two full-time employee positions eliminated by O-19822 for a period of 18 months, as reflected in the attached letters from The San Diego Foundation dated December 15 and 22, 2008; and

WHEREAS, in accordance with Council Policy 100-02, the Mayor asks the City Council to accept this donation and to authorize the City Comptroller to create a special interest-bearing Fire Pit Donation Fund into which this and any future donations and any interest earned on the donations shall be deposited to maintain the Fire Pit Program; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the City Council accepts the donation of \$259,500 from an Anonymous Fund at The San Diego Foundation, donated to the City of San Diego to fund the fire pit program and to reinstate the two full-time employee positions eliminated by O-19822 for a period of 18 months; and

2. That the City Comptroller is authorized to create a special interest-bearing Fire Pit Donation Fund (Fund 10329) to be used to maintain the City's Fire Pit Program including

necessary employee positions, and to deposit the \$259,500 donation and any future interest earned on that donation into that fund; and

3. That the Mayor, or the Mayor's designee, is authorized to accept any future donations to maintain the City's Fire Pit Program and necessary employee positions, and to deposit such moneys and earned interest into Fund 10329 to be used for such purpose.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Josephine A. Kiernan
Josephine A. Kiernan
Deputy City Attorney

JAK:nda
01/22/09
Or.Dept:Fin. Mgmt.
R-2009-799

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of _____.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor



The San Diego
Foundation
A foundation for your passion

BOARD of GOVERNORS

Anonymous Fund

CHAIR

Jack Raymond

Mrs. Kathleen Hasenauer
City of San Diego - Park & Recreation
2125 Park Blvd.
San Diego, CA 92101-4792

Grant I.D.: A-2009-01341
Date: December 22, 2008

VICE CHAIR

Jerry Hoffmeister

SECRETARY

Jennifer Adams-Brooks

Dear Mrs. Hasenauer:

TREASURER

Raymond Thomas

The San Diego Foundation is pleased to award the City of San Diego - Park & Recreation a grant of \$9,500.00 from an Anonymous Fund, at the request of an anonymous donor. This grant is for the remainder of the 18-month funding of the fire ring maintenance.

IMMEDIATE PAST CHAIR

Bruce Blakley

When making any public announcement about this grant, we would appreciate it if you would recognize the support from an Anonymous Fund at The San Diego Foundation or, please use the fund name followed by our icon, i.e.,

David Bejarano

Darcy Bingham

John Cambon

Ted Chan, M.D.

Roger Cornell, M.D.

James Cowley

Sandra Daley, M.D.

Nora Faine, M.D.

William Geppert

Tom Hall

Douglas Hegebarth

Craig Irving

Conny Jamison

Jerome Kaczin

Denise Lew, Ph.D.

Paul Meyer

Barry Newman

Hollyce Phillips

Barbara A. Sawrey, Ph.D.


Steven Smith

Jane Trevor Fetter

Carisa Wisniewski

John Wylie

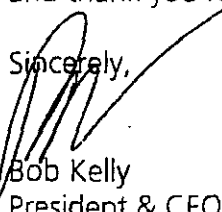
James Ziegler

Anonymous Fund . If you elect to use the icon in lieu of our name, you may request the art file from vanessao@sdfoundation.org. If you feel it necessary, please send an acknowledgement in writing rather than sending us material items, such as plaques. We prefer that your non-profit dollars are spent on the programs and people you serve.

By cashing the enclosed check, you are certifying to The San Diego Foundation that your organization is, or is the equivalent of a duly recognized charitable organization under Section 501 (c) (3) of the Internal Revenue Code. Your organization certifies to The San Diego Foundation that 1) this grant may not be used to satisfy the payment of a pledge or other personal or corporate financial obligation on behalf of the above referenced fund advisor(s); and 2) no goods or services (memberships, tickets to events, benefits of a personal or corporate nature, etc.) will be provided to any individuals or entities as a condition of this grant.

Congratulations to the City of San Diego - Park & Recreation on this grant award, and thank you for your good work.

Sincerely,


Bob Kelly

President & CEO

PRESIDENT & CEO

Bob Kelly

Attachment to R-2009-799

Main: 2508 Historic Decatur Rd., Ste. 200, San Diego, CA 92106 | T (619) 235-2300 | F (619) 239-1710
North County Offices in Rancho Bernardo and Solana Beach | www.sdfoundation.org



Confirmed in Compliance with National Standards for U.S. Community Foundations.



The San Diego
Foundation

A foundation for your passion

BOARD of GOVERNORS

Anonymous Fund

CHAIR

Jack Raymond

VICE CHAIR

Jerry Hoffmeister

SECRETARY

Jennifer Adams-Brooks

TREASURER

Raymond Thomas

IMMEDIATE PAST CHAIR

Bruce Blakley

David Bejarano

Darcy Bingham

John Cambon

Ted Chan, M.D.

Roger Cornell, M.D.

James Cowley

Sandra Daley, M.D.

Nora Faine, M.D.

William Geppert

Tom Hall

Douglas Hegebarth

Craig Irving

Conny Jamison

Jerome Katzin

Denise Lew, Ph.D.

Paul Meyer

Barry Newman

Hollyce Phillips

Barbara A. Sawrey, Ph.D.

Steven Smith

Jane Trevor Fetter

Carisa Wisniewski

John Wylie

James Ziegler

PRESIDENT & CEO

Bob Kelly


Mrs. Kathleen Hasenauer
City of San Diego - Park & Recreation
2125 Park Blvd.
San Diego, CA 92101-4792

Grant I.D.: A-2009-01312
Date: December 15, 2008

Dear Mrs. Hasenauer:

The San Diego Foundation is pleased to award the City of San Diego - Park & Recreation a grant of \$250,000.00 from an Anonymous Fund, at the request of an anonymous donor. This grant is for the maintenance of all existing fire rings for an 18 mo. period.

When making any public announcement about this grant, we would appreciate it if you would recognize the support from an Anonymous Fund at The San Diego Foundation or, please use the fund name followed by our icon, i.e.,

Anonymous Fund . If you elect to use the icon in lieu of our name, you may request the art file from vanessao@sdfoundation.org. If you feel it necessary, please send an acknowledgement in writing rather than sending us material items, such as plaques. We prefer that your non-profit dollars are spent on the programs and people you serve.

By cashing the enclosed check, you are certifying to The San Diego Foundation that your organization is, or is the equivalent of a duly recognized charitable organization under Section 501 (c) (3) of the Internal Revenue Code. Your organization certifies to The San Diego Foundation that 1) this grant may not be used to satisfy the payment of a pledge or other personal or corporate financial obligation on behalf of the above referenced fund advisor(s); and 2) no goods or services (memberships, tickets to events, benefits of a personal or corporate nature, etc.) will be provided to any individuals or entities as a condition of this grant.

Congratulations to the City of San Diego - Park & Recreation on this grant award, and thank you for your good work.

Sincerely,

Bob Kelly
President & CEO

Attachment to R-2009-799

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North County Offices in Rancho Bernardo and Solana Beach | www.sdfoundation.org



Confirmed in Compliance with National Standards for U.S. Community Foundations.

RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE _____

WHEREAS, on November 2, 1999, the City Council adopted Resolution No. R-292403, authorizing a 12-year agreement with The Pepsi Bottling Group to provide cold drink vending machines at certain City facilities; and

WHEREAS, Resolution No. R-292403 also authorized the City Comptroller to establish a special fund (Fund 63094) into which proceeds from the agreement were deposited in part to be expended for a program to be developed by the City Manager to support employee morale and recognition, and for other City programs; and

WHEREAS, on December 9, 2008, as part of cost saving measures, the City Council adopted Ordinance No. O-19822, amending the Appropriation Ordinance No. O-19774 for Fiscal Year 2009, and reducing the budget of the City's General Services Department, Facilities Division, by eliminating 8.00 Full Time Employee [FTE] positions including three FTE painter positions; and

WHEREAS, the Mayor, through the Chief Operating Officer, pledged to return to the Council in January 2009 after locating funding to restore the three FTE painter positions; and

WHEREAS, the Mayor, through the Chief Operating Officer, has reviewed Fund 63094 and recommends using part of the money in the Fund, which was previously designated by Resolution No. R-292403 to support employee morale and recognition, to pay \$25,000 of the costs to reinstate the three FTE painter positions eliminated by Ordinance No. O-19822; and

WHEREAS, the Mayor, through the Chief Operating Officer, requests the City Council

to discontinue the requirements of Resolution No. R-292403 that require expenditure of the moneys in Fund 63094 to support employee morale and recognition; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego that any requirements of Resolution No. R-292403 that may require expenditure of the moneys deposited in Fund 63094 to support employee morale and recognition are hereby discontinued.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Josephine A. Kiernan
Josephine A. Kiernan
Deputy City Attorney

JAK:nda
01/22/09
Or.Dept:Fin. Mgmt.
R-2009-798

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of _____.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

ORDINANCE NUMBER O-_____ (NEW SERIES)

DATE OF FINAL PASSAGE _____

AN ORDINANCE AMENDING ORDINANCE NO. O-19774 (NEW SERIES) ENTITLED "AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 2009 AND APPROPRIATING THE NECESSARY MONEY TO OPERATE THE CITY OF SAN DIEGO FOR SAID FISCAL YEAR", AS AMENDED, AUTHORIZING APPROPRIATIONS TO REINSTATE TWO EMPLOYEE POSITIONS IN THE PARK AND RECREATION DEPARTMENT AND THREE EMPLOYEE POSITIONS IN THE GENERAL SERVICES DEPARTMENT, FACILITIES DIVISION.

WHEREAS, on July 28, 2008, the City Council adopted Ordinance No. O-19774 entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 2009 and Appropriating the Necessary Money to Operate the City of San Diego for Said Fiscal Year" [Appropriation Ordinance]; and

WHEREAS, on December 9, 2008, as part of cost saving measures, the City Council adopted Ordinance No. O-19822, amending the Appropriation Ordinance, and reducing the budget of the Park and Recreation Department of the City, by removing the fire rings at City beaches and bays and eliminating two Full-Time Employee [FTE] positions, and reducing the budget of the City's General Services Department, Facilities Division, by eliminating eight FTE positions including three FTE painter positions; and

WHEREAS, later in December 2008, an Anonymous Fund at The San Diego Foundation donated to the City of San Diego a total gift of \$259,500 to reinstate and fund for a period of 18 months the fire pit program and the two employee positions eliminated by O-19822, which donation has been accepted and deposited into a special interest-bearing fund (Fund 10329); and

WHEREAS, the Mayor, through the Chief Operating Officer, recommends the City Council authorize the City Comptroller to appropriate, transfer and expend adequate money from Fund 10329 to the General Fund to reinstate and fund the fire pit program including two FTE employee positions in the Park and Recreation Department through Fiscal Year 2009, a cost of \$86,525; and

WHEREAS, the Mayor, through the Chief Operating Officer, pledged to return to the Council in January 2009 after locating funding to restore the three FTE painter positions eliminated by O-19822; and

WHEREAS, the Mayor, through the Chief Operating Officer, has identified various funding sources to permit reinstatement of the three FTE painter positions in the General Services Department, Facilities Division, through Fiscal Year 2009 at a cost of \$120,600; and

WHEREAS, the Mayor, through the Chief Operating Officer, recommends that \$95,600 of Transient Occupancy Tax [TOT] funds located in the Library System Improvement Fund (Fund 102216) be returned to the TOT Fund (Fund 10220) and then to the General Fund to be used for General Fund promotional activities; and

WHEREAS, the Mayor, through the Chief Operating Officer, recommends that \$95,600 of other moneys be expended from the General Fund (Fund 100) for the partial cost of the three FTE painter positions; and

WHEREAS, the Mayor, through the Chief Operating Officer, recommends that the remainder of the \$120,600 cost of the three FTE painter positions be funded by transfer of \$25,000 from Fund 63094, Citywide Beverage Vending Machine revenues, to the General Fund (Fund 100); and

WHEREAS, an amendment to the Appropriation Ordinance is necessary to authorize these appropriations, transfers and expenditures to reinstate these positions; and

WHEREAS, the Mayor has no veto power over this ordinance pursuant to Section under 280(a)(4) of the Charter of the City of San Diego; NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That the City Comptroller is authorized to appropriate, transfer, and expend \$86,525 in the Park and Recreation Department (Department 443), General Fund (Fund 100) from revenues transferred from Fund 10329, to reinstate and fund the fire pit program including two FTE employee positions from January through June in Fiscal Year 2009.

Section 2. That the City Comptroller is authorized to appropriate, transfer, and expend \$120,600 in the General Services Department, Facilities Division (Department 532), from General Fund (Fund 100) revenues, which includes \$25,000 transferred from Fund 63094, to reinstate and fund three FTE painter positions (JC 1635) in Fiscal Year 2009.


Section 3. That the City Comptroller is authorized to appropriate, transfer and expend \$95,600 of unused TOT distributions in the Library System Improvement Fund (Fund 102216) to return to the TOT Fund (Fund 10220); and to appropriate and expend \$95,600 in the TOT Fund (Fund 10220) to support General Fund promotional activities; and to budget \$95,600 as revenue in the General Fund (Fund 100).

Section 4. That the City Comptroller is authorized to make all reimbursements, transfers, and adjustments necessary to reinstate the three FTE painter positions in the General Services Department, Facilities Division, and the two FTE positions in the Park and Recreation Department to maintain the City fire pit program.

Section 5. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been available to the City Council and the public prior to the day of its passage.

Section 6. This ordinance is declared to take effect and be in force immediately upon its passage after two (2) public hearings pursuant to the authority contained in sections 71, 275, and 295 of the Charter of the City of San Diego.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Josephine A. Kiernan
Deputy City Attorney

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01/22/09
Or.Dept:Fin. Mgmt.
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